

**REGULAR MEETING OF THE  
BRIGHAM CITY COUNCIL  
SEPTEMBER 3, 2009**

PRESENT:	Reese Jensen	Mayor Pro Tem
	Bruce Christensen	Councilmember
	Scott Ericson	Councilmember
	Ruth Jensen	Councilmember
	Bob Marabella	Councilmember
ALSO PRESENT:	Mary Kate Christensen	City Recorder
	Blake Fonnesbeck	Public Works Director
	Bruce Leonard	City Administrator
	Jason Roberts	Finance Director
	Cathy Wood	Cemetery Sexton
EXCUSED:	Lou Ann Christensen	Mayor

Mayor Pro Tem Jensen called the meeting to order and excused Mayor Christensen. The Reverence Period was given by Cathy Wood. The scouts in the audience led the Pledge of Allegiance. A motion to approve the minutes of August 20, 2009 Council and Executive Session was made by Councilmember Ericson. The motion was seconded and carried. Mayor Pro Tem Jensen presented the agenda as follows:

**PUBLIC COMMENT  
CONSENT**

- Request Authorization to Use \$10,000 of the Library Fund Balance from the Dale and Adele Young Donation
- Request to Schedule Special Meeting for September 21, 2009 to Canvas Votes
- Appointment to the Shade Tree Commission
- Request to Use Funds Raised from the Youth Empowerment Team "Back to School Fling" to Pay Expenses Associated with the Event

**SCHEDULED DELEGATION**

- Introduction of URMMA Staff
- Peach Days Invitation

**NEW BUSINESS**

- Request for Approval of Water Line Purchase and Service Agreement with West Corinne Water Company
- Request for Adoption of 4th Edition of the Public Works Standards

**MAKING LIFE BETTER - DEPARTMENT REPORTS  
CLAIMS**

- Payment Register

Councilmember Ericson made a motion to approve the agenda as amended. The motion was seconded and carried unanimously.

**PUBLIC COMMENT**

Dee Wallace - Mr. Wallace expressed concern with the City's plan to move the recycling bins to their residential area. He questioned whether it is even legal. This area was proposed for a parking lot and it is needed for parking. It is between two schools where a lot of children go by. The garbage trucks coming and going will create more traffic. This parking lot is used as a play area. It will also put a lot of trucks on the highway that aren't there now. This is a narrow road and this would create a more dangerous situation. In addition, it would not be a very pleasant atmosphere to have garbage in the area where people live. He requested that those that vote on this consider if this was going to be in front of their house how they would feel about it.

Duane Swinney - Mr. Swinney said the City is currently putting sidewalk on 600 East to make it safer for kids going to and from Bunderson and the Middle School. It seems counterproductive to put recycling in the parking lot of John Adams Park because it is going to cause a lot of traffic, with the trucks as well as people coming and going to drop things off. There will be noise from people recycling. He added that 100 North is

a major feeder route for emergency vehicles going to the northeast area and if there is more traffic it will cause a hazard for these emergency vehicles. Newspapers and cardboard will be flying all over John Adams Park and getting into the creek. The parking lot is sloped quite a bit and will be hazardous in the winter. It is very icy in the winter.

Richie Orton - Mr. Orton said he was doing some canvassing for one of the candidates. He talked to a lady about voting for this particular person. She said she was not going to vote for any of the Mayoral candidates until she knew what their stand is on 1100 South and 200 South issue for TRAX.

Sheldon Mabey - Mr. Mabey said he has lived at 437 East 100 North for three years and every spring when the City has spring clean up and the bins are set out at the John Adams Park parking lot, he has things stolen from his backyard. He is concerned about having the bins there year round which will bring more people and trouble to his yard. In addition, he works graveyard and he doesn't want to hear trucks when he's trying to sleep. He has three kids and doesn't want trouble for them. He was also concerned about the paper and cardboard blowing into his yard.

Ruth Wallace - Ms. Wallace said Brigham City's mission is to "enhance quality of life." She did not understand how moving the recycling bins in John Adams Park will enhance the quality of life for the children, who walk back and forth from the Middle School and Bunderson. Children play in the park. Family reunions are regularly held there.

Diane Bailey - Ms. Bailey expressed concern with the recycle bins and the safety of the children. This is the main thoroughfare and it is the primary way emergency vehicles enter the northeast section of the City.

Councilmember Marabella stated that this issue has not been brought before the City Council and it has not been discussed, nor have they supported it or not supported it at this location. This came up from the possibility of selling the old fire station property. This was one of the locations suggested by City staff. This will be thoroughly reviewed and considered. He added that recycling is a positive thing for the community, it's just where it should take place. He asked for suggestions from the public on recommendations where it should be located.

## **CONSENT**

### **Request Authorization to Use \$10,000 of the Library Fund Balance from the Dale and Adele Young Donation**

### **Request to Schedule Special Meeting for September 21, 2009 to Canvas Votes**

### **Appointment to the Shade Tree Commission**

It was recommended Arlie Pittman serve on the Shade Tree Commission.

### **Request to Use Funds Raised from the Youth Empowerment Team "Back to School Fling" to Pay Expenses Associated with the Event**

MOTION: A motion to approve the Consent Agenda was made by Councilmember Marabella, seconded by Councilmember Ruth Jensen and unanimously carried.

## **SCHEDULED DELEGATION**

### **Introduction of URMMA Staff**

Mr. Dean Steel from Utah Risk Management Mutual Association (URMMA) introduced Carl Parker and Lyle Coombs. Mr. Steel explained how the Association was organized and why. It started in 1985 during an insurance crises. Other insurance companies said cities were too risky and they were not going to insure them any more. A number of cities pooled together to create an organization that would provide liability insurance. URMMA is directed by a Board of Directors who are representatives from each of the cities. Over the years,

URMMA has declared dividends. They have given back over \$3 million to the cities. Brigham has received over \$233,000.

Mr. Coombs came forward and explained his duties as URMMA's Claim Adjuster. When something happens to a citizen and they feel the City might be responsible, it is his job to investigate the incident and make recommendations to the City.

Mr. Parker handles lost control. Risk management is the key to try to avoid losses before they occur. There are two elements to this. One is the financial savings, but the greater reason is the human side of it.

#### **Peach Days Invitation**

Monica Holdaway announced that everything is ready for Peach Days. They took a gift basket to the Governor, who will be in the parade. They will be on Studio 5 on Channel 5 and Good Things Utah on Channel 4 on Tuesday, and on the Channel 2 Noon News on Friday. She expressed appreciation to City staff for all their help.

### **NEW BUSINESS**

#### **Request for Approval of Water Line Purchase and Service Agreement with West Corinne Water Company**

Mr. Fonnesebeck came forward and stated that several months ago the Council authorized him to negotiate an agreement with the West Corinne Water Company for purchase of a water line. He indicated on a map where the water line is located.

The City will purchase the 8" line from 2600 West to where the homes begin west of there for \$104,455. This is in the budget. Residents north of Forest Street are in the County, but they are connected to this water line. The City will start supplying water to them as part of this agreement. Those along 2600 West up to SR-13 will also become customers of Brigham City. In addition, the West Corinne Water Company was concerned about being able to supply water to the four homes along 2600 West from 800 North to the highway because there is only a small waterline. As part of this agreement, they will install a new line to the City's standards to supply the four homes and then it would be turned over to Brigham City at no cost.

West Corinne had three people on 3000 West on a wait list for a connection. As part of the agreement, they will be allowed to connect to the waterline. They will have to pay impact fees and connection fees within two years.

The agreement also states that the new customers' rates will be very close to what they are currently being charged by West Corinne and that the City cannot raise their rates for a year.

MOTION: A motion to approve the waterline purchase and service agreement with the West Corinne Water Company as presented was made by Councilmember Marabella, seconded by Councilmember Christensen and unanimously carried.

#### **Request for Adoption of 4th Edition of the Public Works Standards**

Mr. Fonnesebeck explained that the Public Works Standards makes the infrastructure standardized and reassures it meets specifications.

Mr. Fonnesebeck explained the changes in this edition.

- ◆ Added secondary water systems and specifications that would be required. It also states that new developments will have this infrastructure in place.
- ◆ A new section that requires all subdivisions to be barricaded while under construction.
- ◆ New section on roundabouts. It allows roundabouts upon approval.
- ◆ There is a requirement that culinary, sewer, storm drains and secondary waterlines will have standardized colors.
- ◆ The City's logo will be added to all street name signs and will be blue in color in new developments. This is currently being done on replacement signs.

- ◆ It allows new developments to upgrade the light poles, at their expense, upon approval by the City.
- ◆ A requirement was added that developers must get the City's approval to shut off water and sewer.

MOTION: Councilmember Christensen made a motion to approve the adoption of the 4th Edition of the Public Works Standards. The motion was seconded by Councilmember Marabella and unanimously carried.

### **MAKING LIFE BETTER - DEPARTMENT REPORTS**

Mr. Jason Roberts came forward and reported that early voting has been available for three days. There has been a very high turnout. There have already been 86 voters.

Mr. Roberts stated that the Administration Staff has started to implement the changes the Council authorized for delinquent accounts. Those changes include shortening the time an account can be delinquent before a shut-off notice is sent, increased the late fee from 1% to 5%, and added fees for the generation of shut-off notices and reconnections. Mr. Roberts estimated the City will have a gross write-off of over \$80,000. There have been more collected in July and August than has been written off.

Councilmember Marabella asked why he is not able to pay the City bill online without the bank having to write a check to the City. Other utilities and businesses allow payment completely electronic, with no check being written. He discovered this when the check was lost between his bank and the City. Ms. Colleen Phillips said another option is to go to the City's website and do a direct payment. Mr. Roberts added that he is looking at new software which will do this directly. Councilmember Ericson suggested giving a discount for those customers that pay online and the payment is received immediately. Mr. Roberts said the City's current software cannot do this, but the new software might be able to. Mr. Roberts will look into this issue further.

### **CLAIMS**

#### **Payment Register**

Councilmember Ruth Jensen moved to approve General Claims dated August 18, 2009 in the amount of \$393,622.61; August 31, \$409,886.10; September 2, \$335,640.80. The motion was seconded and carried.

A motion to adjourn to a Joint Council and RDA Executive Session was made by Councilmember Marabella. A roll call vote was taken in which all Councilmembers voted aye. The meeting adjourned at 8:15 p.m. The Council returned to an open meeting at 9:38 p.m. and adjourned.